
REGULAR SEMI-MONTHLY MEETING
June 9, 2009

The regular semi-monthly meeting of the Board of Supervisors, Hanover Township, Northampton County, Pennsylvania was called to order by Chairman John N. Diacogiannis at the Hanover Township Municipal Building, 3630 Jacksonville Road, Bethlehem, Pennsylvania, 18017 at 7:00 P.M.

Present were Supervisors Salvesen, Nagle, Tanczos and Walbert, Mr. Milot for Engineer Birdsall, Solicitor Broughal, Public Works Director Vince Milite and Township Manager John J. Finnigan, Jr.

The Pledge of Allegiance was performed.

Upon motion of Mr. Salvesen, seconded by Mr. Tanczos, the Board approved the Agenda with an additional item under Planning & Zoning.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

Upon motion of Mr. Salvesen, seconded by Mr. Nagle, the Board approved the minutes, as written, from the meeting of the Board of Supervisors dated May 26, 2009.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

Upon motion of Mr. Salvesen, seconded by Mr. Nagle, the Board approved the List of Bills and Transfers dated June 9, 2009 as prepared by the Secretary/Treasurer, and to enter the signed List of Bills by the Secretary/Treasurer and the Board of Supervisors as an attachment to the minutes.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye, with the exception of Recreation Check # 7323 for Payroll.

COURTESY OF THE FLOOR

It was noted that no one wished to offer any comment.

REPORT OF THE CHAIRMAN

Mr. Diacogiannis had nothing to report.

REPORT OF THE VICE-CHAIRMAN

Mr. Walbert this past Sunday we awarded children from Hanover School and Asa Packer School for a coloring contest promoting Recycling. Mr. Walbert stated it was a nice event.

SUPERVISOR'S COMMENTS & ROAD REPORTS

Mr. Nagle – Road District #1, Mr. Walbert – Road District #2, Mr. Diacogiannis – Road District #3, Mr. Salvesen – Road District #4 and Mr. Tanczos – Road District #5 had nothing to report.

PLANNING & ZONING

Mr. Walbert introduced a Hold Harmless Indemnification Agreement for William R. and Melissa A. Bedford of 5934 Monocacy Drive (Fence).

Mr. Walbert moved that the Board approve to authorize the Chairman and the Secretary to sign the Hold Harmless Indemnification Agreement between Hanover Township and the property owners of 5934 Monocacy Drive, William R. and Melissa A. Bedford, due to the property owner not complying with Township Ordinance.

Mr. Nagle seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

Mr. Walbert introduced a Hold Harmless Indemnification Agreement for Michael F. and Patricia A. Green of 5304 Mulberry Drive (Fence).

Mr. Walbert moved that the Board approve to authorize the Chairman and the Secretary to sign the Hold Harmless Indemnification Agreement between Hanover Township and the property owners of 5304 Mulberry Drive, Michael F. and Patricia A. Green, due to the property owner not complying with Township Ordinance.

Mr. Salvesen seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

Mr. Walbert introduced a Hold Harmless Indemnification Agreement for Ryan A. and Rebecca L. Beller of 1541 Stafore Drive (Fence).

Mr. Walbert moved that the Board approve to authorize the Chairman and the Secretary to sign the Hold Harmless Indemnification Agreement between Hanover Township and the property owners of 1541 Stafore Drive, Ryan A. and Rebecca L. Beller, due to the property owner not complying with Township Ordinance.

Mr. Salvesen seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

ADMINISTRATION

Mr. Nagle moved to authorize the Chairman and Secretary to sign the Improvements Agreement, Maintenance Agreement, and Declaration of Covenant and Agreement for Maintenance of Stormwater Management Facilities for LVIP IV Lot 61 (110 N. Commerce Way) Ungerer & Company.

Mr. Salvesen seconded the motion.

Mr. Milot stated there is a pre-construction meeting scheduled for June 15, 2009.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

Mr. Nagle moved to authorize the Chairman and Secretary to sign the Improvements Agreement, Maintenance Agreement, and Declaration of Covenant and Agreement for Maintenance of Stormwater Management Facilities for TD Bank North, N.A. (formerly Commerce Bank, N.A.) at 3759 and 3779 Bath Pike.

Mr. Salvesen seconded the motion.

Mr. Broughal stated we are in receipt of a Temporary Easement Agreement, a Quick Claim Deed and a Deed of Dedication and noted that at some point in time we will need a Resolution for the Deed of Dedication.

Attorney for the Developer asked Mr. Broughal the status of the agreements stated above and the status of accepting the plans.

Mr. Broughal stated everything is fine and he has original Letter of Credit tonight to give to the Secretary.

Mr. Milot stated nothing else is needed from an engineering standpoint.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

DEVELOPMENTS

Mr. Tanczos moved that the Board approve, as recommended by the Township Engineer, to release the Developer of Lehigh Valley Corporate Center Lots 7 and 8 from his Maintenance Responsibilities and return his Bond upon the following conditions:

1. That the Developer completes the minor punch list items and requests confirmation from the Township Engineer by June 30, 2009; and
2. That the Developer adheres to Township Policy 25 (Payment of Plans and Appeals Accounts).

Mr. Tanczos further moved to notify the Developer of the Board's action relative to this matter.

Mr. Salvesen seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

Mr. Tanczos moved that the Board, as recommended by the Township Engineer, grants the reduction in escrow for the Hanover Corporate Center 2 Subdivision Escrow Release Request 5 in the amount of \$847,911.14 on the following conditions:

1. That security for the work remaining plus contingencies be maintained in the amount of \$1,698,563.00, and that the amount is confirmed by the lending institution; and
2. That the Developer adheres to Township Policy #25 (Payment of Plans & Appeals Accounts).

Mr. Tanczos further moved to notify the Developer of the Board's action relative to this matter.

Mr. Walbert seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

Mr. Tanczos noted for the record that the developer of Innovation Wellness Center/Innovation Wellness Partners, L.P. has granted the Board an extension of six (6) months to November 6, 2009.

Mr. Tanczos noted for the record that the Board has been granted an extension for Northgate I Land Development Plan of six (6) months to December 3, 2009.

Mr. Tanczos moved that the Board approve to grant Lehigh-Northampton Airport Authority Cul-de-sac Subdivision an extension of 90 (ninety) days from June 10, 2009 to September 9, 2009 and to notify the Developer of the Board's action.

Mr. Nagle seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

Mr. Tanczos moved that the Board approve to grant Lehigh-Northampton Airport Authority Lot Consolidation Plan an extension of 90 (ninety) days from June 17, 2009 to September 16, 2009 and to notify the Developer of the Board's action.

Mr. Nagle seconded the motion.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

COURTESY OF THE FLOOR

It was noted that no one wished to offer any comment.

STAFF REPORTS

Mr. Milot from Hanover Engineering Associates had nothing to report.

Mr. Broughal requested a brief executive session for current litigation.

Mr. Milite had nothing to report.

Mr. Diacogiannis asked Mr. Milite if yard waste pick-up is done for the summer.

Mr. Milite stated no; there is a pick up in July and no pick up in August.

Mr. Diacogiannis questioned the distribution of the Yard Waste containers.

Mr. Finnigan distributed a spreadsheet for 2007-2009 budgets through May for General Fund and Recreation.

Mr. Finnigan updated the Board that he attended the Northampton County Council of Government meeting where some of the issues discussed were DCED, recycling, Act 32, and Northampton County Emergency Alerting System.

Mr. Finnigan discussed Act 32 which is the consolidation of the collection of Earned Income Tax. The first organizational meeting will be held October 22, 2009. He also stated that the "weighting" of municipalities is expected to be done this July.

Upon motion of Mr. Walbert, seconded by Mr. Salvesen, the Board approved adjournment of the regular meeting at 7:23 P.M. and held the requested Executive Session for current litigation.

The Executive Session adjourned at 7:28 P.M.

Mr. Salvesen aye, Mr. Nagle aye, Mr. Tanczos aye, Mr. Walbert aye, Mr. Diacogiannis aye.

Stacy C. Milo
Secretary/Treasurer